



Charlotte
Boulind/R10/USEPA/US
06/26/2006 10:13 AM

To Steven Potokar/R10/USEPA/US@EPA
cc Jim Greeves/R10/USEPA/US@EPA
bcc
Subject Re: Fw: SpoKo Fuel facility in Airway Heights, WA

Hi!

Sorry for not responding sooner as I was on vacation last week. We don't have a permit system anymore. We used to but the attorneys said it wasn't included in RCRA or the federal regs so it was pulled in 1995.

Jim Greeves, the other UST Indian Lands inspector who is in WOO, has visited this site during its construction at least once, spoken with the Tribe, and met and spoken with the contractors doing the work who he has had a working relationship for quite sometime back when he was an UST Inspector for Ecology in Spokane. From our end they are okay. However, we have requested some paper work from them, particularly the UST Notification Form, which to my knowledge, we haven't received yet. Jim has been out on vacation too since June 19th, and I believe that he won't be back until July 5th. If the tribe has misplaced the form, they can get a copy of it online at www.epa.gov/r10earth/ust.htm, and go to the Form page accessible from the Program Information menu on the right hand side of the screen.

Once they've started to operate the facility, we'll add them to our list for inspection. They'll be subject to an UST inspection at least once every 3 years per the Energy Act. We will probably inspect them sometime in FY2007 as the other ones on the Spokane Reservation are due for inspection by then. If more information or clarification is needed, I'll be around this week and next up to the 5th. Then, I'll be out until the 17th, but Jim will be back in the office on the 5th.

Thanks for asking!!

Charlotte

Steven Potokar/R10/USEPA/US

Steven
Potokar/R10/USEPA/US
06/20/2006 09:31 AM

To Charlotte Boulind/R10/USEPA/US@EPA
cc Kristine Karlson/R10/USEPA/US@EPA
Subject Fw: SpoKo Fuel facility in Airway Heights, WA

Charlotte,

Do you know about this facility? If so have they applied for any permits from you?

Kristine,

Aside from stormwater would they need other permits?

Steven Potokar
Environmental Protection Agency, Region 10
1200 Sixth Ave. OCE-127
Seattle WA, 98101
Office: (206) 553-6354
Fax: (206) 553-0404

----- Forwarded by Steven Potokar/R10/USEPA/US on 06/20/2006 09:28 AM -----



Joe Southwell
<jrsouthwell@scapca.org>
06/20/2006 09:11 AM

To Steven Potokar/R10/USEPA/US@EPA, Albert LePage
<ajlepage@scapca.org>
cc April Westby <alwestby@scapca.org>, Crystal Alford
<caalford@scapca.org>, Doug
Hardesty/R10/USEPA/US@EPA, Pat
Nair/R10/USEPA/US@EPA, Ron Edgar
<rjedgar@scapca.org>, Bill Dameworth
<bodameworth@scapca.org>
Subject RE: SpoKo Fuel facility in Airway Heights, WA

Dear Steven and Doug,

I was out of the office yesterday, so I will attempt to answer both of your questions. Albert may have already answered some of your questions, so I apologize for any redundancy.

The SPOKO facility is located on Spokane County parcel number 15224.9013. The legal description for the parcel is Section 22 (SW 1/4 of SE 1/4), T25N, R41EWM. Albert did a search of county records, and found the following owner name and address for the parcel:

USA - Trust for Spokane Tribe
PO Box 100
Wellpinit, WA 99040

The county records search also provided the following taxpayer name:

Bureau of Indian Affairs
PO Box 389
Wellpinit, WA 99040

Based on the information we found, the land is tribal land, and as such is not subject to Washington's/SCAPCA's stage I or II vapor recovery rules and SCAPCA regulations.

At this time, we have not had any formal contact with facility or the tribe or the facility, and do not have any specifics on the facilities operations (i.e., whether gasoline and/or only diesel will be dispensed) and capacity (i.e., size of USTs at site). Per Albert's observations, the facility is in the process of being constructed (i.e., structures have been constructed, fueling islands are in the process of being constructed, etc.) and it appears that storage tanks have been placed in the ground. Per photographs taken by Albert, it appears the facility will have ~ 10 fueling stations/dispensers.

The reference to 4.5 million gallons per year is simply the approximate amount of annual gasoline throughput equivalent to 100 tons/yr of uncontrolled gasoline vapor emissions, using the AP-42 emission factor.

I hope this information is of assistance. Please feel free to call or e-mail if any questions.

Sincerely,

Joe Southwell
Air Quality Engineer

SCAPCA
509-477-4727 ext. 103

-----Original Message-----

From: Potokar.Steven@epamail.epa.gov
[mailto:Potokar.Steven@epamail.epa.gov]
Sent: Monday, June 19, 2006 12:16 PM
To: Albert LePage
Cc: April Westby; Crystal Alford; Hardesty.Doug@epamail.epa.gov; Joe Southwell; Nair.Pat@epamail.epa.gov
Subject: RE: SpoKo Fuel facility in Airway Heights, WA

We are looking into the authority question and programs that may apply. If the source is located in "Indian Country" they are not subject to Washington's/SCAPCA's stage I or II vapor recovery rules.

Joe/Albert, do you have any specific information about SpoKo's facility location, operations, and capacity? If you have a GPS coordinate and an address that would help us determine if it is Indian country. Finally, is the company aware that it might be better to resolve their applicability question before concrete is poured?

Steven

Steven Potokar
Environmental Protection Agency, Region 10
1200 Sixth Ave. OCE-127
Seattle WA, 98101
Office: (206) 553-6354
Fax: (206) 553-0404

Albert LePage
<ajlepage@scapca.org>

06/19/2006 09:33
AM

Doug Hardesty/R10/USEPA/US@EPA,
Joe Southwell
<jrsouthwell@scapca.org>

To

cc

April Westby
<alwestby@scapca.org>, Crystal
Alford <caalford@scapca.org>,
Steven Potokar/R10/USEPA/US@EPA,
Pat Nair/R10/USEPA/US@EPA

Subject

RE: SpoKo Fuel facility in Airway
Heights, WA

It might be better if this issue could be resolved before the concrete is poured.

Albert J LePage
Air Quality Specialist
SCAPCA
1101 West College Ave.
Spokane, WA 99201
phone 509-477-4727
fax 509-477-6828
ajlepage@scapca.org

-----Original Message-----

From: Hardesty.Doug@epamail.epa.gov
[mailto:Hardesty.Doug@epamail.epa.gov]
Sent: Monday, June 19, 2006 9:15 AM
To: Joe Southwell
Cc: Albert LePage; April Westby; Crystal Alford;
Potokar.Steven@epamail.epa.gov; Nair.Pat@epamail.epa.gov
Subject: Re: SpoKo Fuel facility in Airway Heights, WA

In responding I am sending this to our Indian Country enforcement specialist, Steven Potocar.

We have not had any permit-related dealings with SPOKO that I am aware of. Before we can sort this out, we'll need to confirm the authority questions - are they on land that EPA is lead for, does the FARR apply. Then we will need to get specifics about their operation to confirm which if any permit programs apply.

Joe, when you refer to 4.5 million gallons per year, do you know if that is what they can handle or is that just the resulting cutoff using the AP-42 factor?

-- Doug Hardesty

Joe Southwell
<jrsouthwell@sca
pca.org>

06/13/2006 04:17
PM

Doug Hardesty/R10/USEPA/US@EPA

To

cc

April Westby
<alwestby@scapca.org>, Albert
LePage <ajlepage@scapca.org>,
Crystal Alford
<caalford@scapca.org>

Subject

SpoKo Fuel facility in Airway
Heights, WA

Dear Doug,

One of our compliance inspectors noticed that a gasoline dispensing facility is being constructed in Airway Heights, WA, on land owned by the Spokane Tribe. The name of the facility is SPOKO Fuel. SCAPCA does not have any information regarding this facility and my understanding is the facility is exempt from state and local air quality requirements because it is on land owned by the Spokane Tribe. We had a few questions on this facility we were hoping you may be able to answer:

1. Has the facility gone through (or should the facility have gone through) some sort of permitting process with EPA Region 10 (i.e., PSD, title V, other)?
2. Is the facility required to install and operate Stage I and Stage II vapor recovery?

We were curious because if controls were not required for this facility, then based on AP-42 emission factors, uncontrolled gasoline vapor emissions would exceed 100 tons/yr at gasoline throughputs in excess of 4.5 million gallons/yr. Any information you can share would be greatly appreciated. Please call or e-mail if you have any questions or comments. Thank you for your time.

Sincerely,

Joe Southwell
Air Quality Engineer
SCAPCA
509-477-4727 ext. 103